

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-050344

08/31/2009

HONORABLE ALFRED M. FENZEL

CLERK OF THE COURT
D. Kenney
Deputy

IN RE THE MARRIAGE OF
SEVEN ELI TOMEK

SEVEN ELI TOMEK
1102 W PEORIA AVE #4
PHOENIX AZ 85029

AND

JORDAN BYRON SLOAN

WILLIAM D BISHOP

PARENTING SKILLS PROGRAM
TASC - PHOENIX

MINUTE ENTRY

Courtroom 102 NE RCC

11:22 a.m. This is the time set for telephonic Status Conference re: Notice to Court.
Petitioner is present on her own behalf. Respondent is present with counsel, William Bishop.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held.

Pursuant to matters presented,

IT IS ORDERED that Father shall appear at an appropriate TASC facility immediately upon returning from Utah for a Hair Follicle Test. The Hair Follicle Test shall be for Screen A (full spectrum of 9 drugs). The result of the Hair Follicle Test shall be reported directly to

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-050344

08/31/2009

counsel for both parties, or directly to the parties at the addresses provided by the parties to the testing agency, if unrepresented by counsel. The testing agency shall also provide this Court with a copy of the test result.

IT IS FURTHER ORDERED that Father shall pay the cost of said Hair Follicle Test.

IT IS FURTHER ORDERED that in addition to the Hair Follicle Test, Father shall continue to undergo random drug testing on the following basis:

- A. Agency. Father's random drug testing shall be conducted at an approved TASC testing agency.
- B. First Test. Father shall report to TASC upon returning to Phoenix, Arizona from Utah for his first test.
- C. Scope. Father shall undergo a full spectrum substance and drug test (Screen "A") for each test ordered herein.
- D. Cooperation. Father shall cooperate fully as reasonably required by the testing agency to comply with this Order, including:
 - 1. Father shall provide such samples as are reasonably required by the testing agency to comply with this order.
 - 2. Father shall timely report for testing and provide samples as directed by the testing agency.
 - 3. Father shall present photo identification to the testing agency at the time of each test.
 - 4. Father shall sign and deliver such forms of consent, authorization and release of test results as shall be reasonably required by the testing agency to comply with this Order.
- E. Cost. Father shall pay the cost of his testing (\$25.00 per test) in money order or cashier's check at the time of testing.
- F. Frequency & Duration. Father shall be randomly tested not less than once per week until further order of the Court.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-050344

08/31/2009

- G. Positive/Diluted/Missed Test. In the event that Father tests positive on any test, misses a random test, or provides a diluted test sample on any test, the cycle and frequency of testing set forth in paragraph F above, shall be started again with weekly tests. All parties are advised that the failure, neglect or refusal to participate in testing, or providing a diluted test sample at the time of testing, may be considered an admission by the party that the testing, if properly conducted, would have revealed the use of the substance(s) tested for, which finding is contrary to the best interest of a child. Certain prescription medications may cause a positive drug test result. Parties who are required to drug test are expected to provide proof to the court of prescriptions and documentation from health care providers regarding the lawful possession and use of those medications.
- H. Reporting. The parties are hereby advised that test results ARE NOT confidential and will be filed in the Court file upon receipt by the Court. The results of each test shall be reported directly to counsel for both parties, or directly to the parties at the addresses provided by the parties to the testing agency, if unrepresented by counsel. The testing agency shall also provide this Court with a copy of each test result. **The testing agency also shall provide the Court and the parties, or counsel if represented, with a Color Compliance History Report at least 5 days prior to the next hearing.**

Pending Evidentiary Hearing,

IT IS ORDERED that Father's access shall now be supervised through Parenting Skills or a mutually agreed upon agency.

IT IS FURTHER ORDERED that each parent shall contact Parenting Skills to set a schedule for the proposed supervised access with the children.

Parenting Skills Program
2131 E. Broadway Road, Suite 15
Tempe, Arizona 85282
(480) 967-6895

IT IS FURTHER ORDERED that if Father tests positive on the Hair Follicle Test or any of the random weekly tests, his parenting time shall be suspended immediately.

IT IS FURTHER ORDERED affirming Evidentiary Hearing set in this matter on **October 15, 2009 at 9:00 a.m.**, in this Division.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-050344

08/31/2009

11:32 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes.
A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.